

necessary for use in an in-court proceeding; or (3) such materials are filed in support of, or in opposition to, a motion or petition.”); (Doc. No. 42) (Pretrial Order and Case Management Plan).

IT IS THEREFORE ORDERED that:

- (1) Plaintiff’s “Motion Under Discovery,” (Doc. No. 44), is construed as a Motion for the Appointment of Counsel and is **DENIED**.
- (2) Plaintiff is instructed to direct his discovery requests to the appropriate party or parties in accordance with the applicable procedural rules and Pretrial Order and Case Management Plan.

Signed: October 17, 2018

A handwritten signature in black ink, appearing to read "Frank D. Whitney", is written over a horizontal line.

Frank D. Whitney
Chief United States District Judge

